App F IX 4

Previous References

1948-49
(ML)

File No 67-48

Serial Nos 29, 30, 37

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Three

R. 67 (E)

Part B for Aug 49

SUBJECT

Sale of Sites formed in S No 64 of -Chikka malur village, Channapatna Taluk, by the -Channapatna T M C &C

To the D C, B'lore &t
No L 1272/A 31 12-48
Conveys the approval Subject to certain Conditions

To the D C, B'lore &t (Rural)
No L 9224/D 10 2-49
States that that the realisation from the Sale may be retained by the M Cty.

Sale of site formed out of S no 64 of Chinnamalur Village Channapatna municipality

Continuation Sheet | File No / Current No | of 113 mf | Page

From the D C Bangalore dtd
no M6-1710/40-41 dated 2-7-41
Requests orders in the matter as to whether the sale realisations of the site formed out of the S no noted above should go to the mf funds or to Govt after hearing the Vice President or any representative of the multy and also to confirm the sales

1 The report of the D C is for perusal

2 As per section 50(2) of the Town mlty Act 19 not being specially reserved by Govt the property under reference belongs to the Channapatna Town mlty

3 The Memo of the Revenue Commissioner is also express in so far as concerning the bed of the kaddi the survey no under reference, the multy for disposing of the same for building purposes shall means the realisation of the sale proceeds must go to the multy and not to Govt because the Revenue Commissioner in passing orders, dated 11-10-40, Flag A probably meant the same & it was not meant that the multy has to be as agency just to breach the kaddi & dispose of of the site formed out of the Survey no 64 on behalf of Govt as a broker or commission agent

4 But the D C B'lore dtd states that the multy has been authorised to breach and dispose of the bed of the kaddi as building site but the land has not been made over to the Multy We therefore requests orders of Govt in the matter as to whether the sale realisations (amounting to Rs 17,705/-) should go to the mf funds or to Govt, after hearing the Vice-President or any representative of the multy We requests that the sales held may also be confirmed

5) Submitted for orders

12/7 PBR

(6) The Hon'ble the Revenue Minister (V-SL) may kindly see

WD 01570—GPB—500 pads of 100 sheets each—12-3-46

obtained on the grant issued in
the Docs letter

(7) It would have been better if
the Rics order dated 21 10 1942 had
been effective on the first as to whether
the realizations for sales after
that date should go to the milk
no doubt from the realty part thereof
the proposal to drain off the stagnant water
and to dispose of the soil for the tank for
building purposes was sanctioned or recommended
by the D.C. of it was contended that
the ownership of the tank bed was more or
less vested in the milk, then the milk would be
entitled to the realizations since the
tank bed belongs to the first, it seems
that the realizations therefrom should go to
the first, unless specifically ordered
otherwise the owner of the tank bed | A
possession may be maintained in adverse
possession 1817 MLJ

A - Yes

24/7/47

(8) for favour of opinion as to
the above point

Asst Legal Adviser
L & R Branch

Serial No

(9) Dealt with reference to paras 6 to 7 of the note The facts of the case are detailed in the D C's letter – P W D the R C's order dt 11/10/47 understood in its implication means the transfer of the land in question to the Municipality with permission to convert the same into building sites or health grounds, for, unless the land is made over to it the Municipality cannot be expected to undertake the task of draining off the stagnant water and forming the land into building sites Moreover The land is stated to be within the Municipal limits and when once it is permitted to be laid out into sites its management ought to vest in the Municipality In this view the Municipality has a legitimate claim over the sale realisations

(10) The D C's proposal to have credited the amount of sale realisations to Govt means that the land even after its conversion for building purposes remains as Govt property as distinct from Municipal properties and that its control rests with Govt

If The former view is accepted commuted assessment and the usual conversion fine have to be recovered from the Municipality as the sites formed have not been made use of for public purposes but sold for a sum of Rs 17,705/-

If the latter view is accepted the Municipality has to be reimbursed to the extent of the outlay incurred in connection

NOTE– Contn Sheet

L S G Bn

File No

of 194

547 R

General and Revenue Secretariat

Serial No

in connection with the damming of the stagnant water and forming the land into building sites

(11) The R C may perhaps be consulted in the matter

by 26/8/47

(12) From the papers now received there does not seem to be any order vesting the land in the Municipality. The R C's order of 11.10.42 (Flag B) will have to be interpreted strictly in the terms in which it is passed and will mean no more than that the Municipality has been given permission to drain off stagnant water from a piece of Govt land and to dispose it of in the way of building sites, the question of transfer of ownership and levy of conversion, etc not being raised and disposed of

(13) The case appears to be one in which the levy of Conversion fine appears to be justifiable and seems to belong to the class of cases contemplated in para 214 of the Revenue Manual.

Bn 2 28/8/47

(14) R C may be consulted unofficially

28/8

27/8

Rev Secy to Govt 29-8-47

(15) Forwarded with compliments unofficially to the Revenue Commissioner in Bangalore for favour of remarks

29/8/47

Sd/- Rev Secretary

8/9

65

OFFICE OF THE REVENUE COMMISSIONER (R) BANGALORE

1714

11 AUG 1947

C

12/9

WD 0 258—GPB—15 000—8-1-47

L S

App F 1

General and Revenue Secretariat | File No | of 194

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LRs C1-870/47 S Returned with compliments

(17) The municipality was permitted to take a title to drain off the water and to sell the land in the form of sites but it was not specified that it should credit to itself the proceeds of the sale of sites The municipality has however incurred some expenditure in laying out the sites and there are titles at least to be reimbursed to this extent In the circumstances of the case the entire sale amount may be permitted to be credited to the funds of the municipality on condition that the upset price of the land as well as the maximum conversion fine applicable to the place are made over to Government by the municipality

S Varadhan
Revenue Commissioner 1/9

(18) Submitted with reference to paras 14 and 15 of the note

4/9/47 U O No R 34/47-8 of 10-9-47

(19) Retransmitted with compliments for favour of remarks as to the rate at which upset price may be levied

30

S Sivaramayya
For Revenue Secretary
5th Sept 1947

1667

C/1947

Govt

1/9/47

NOTE – Contn Sheet

LSG Bs 547/R

6 File No of 194 | General and Revenue Secretariat

Serial No

Lr. CI 1184/47-8

Returned with compliments

(20) The Deputy Commissioner, Bangalore who was consulted, has stated that an upset price of Rs 2000/- per acre together with a conversion fine of Rs 1000/- per acre may be levied The upset price may be fixed at Rs 3000/- per acre A copy of Deputy Commissioner's letter No M6 1710/46-47 dated 29-10-47 is enclosed

S Nadgauda
Revenue Commissioner

5/11

21) Srtd with reference to para 19 of the note

b 7/11/47

7/11

Considerable upset price at Rs 3000/- per acre (including conversion fine) may be recovered from the Municipality on the extent of 2 acres and 3 guntas and the Mcty may be allowed to retain the balance amount realized by sale of sites out of Rs 17 705/- realized by sale of sites it is proposed to recover only Rs 6225/- as upset price and the Mcty will get more than Rs 11480/- towards the expenses which may have been incurred for the breaching the katte and forming the sites

DS
8/11/47

4760
10/11

(Rev Secy)

22) Channapatna Municipality may be consulted on the

113/mL; 54 710

No 7 Bldg Chickamalur Channapatna
points mentioned in Paras
17 & 20 Supra

Asst Secy
Revl Br

8
10/11/47

23) Copy of
10/11/47

24) Copy of letter to the Dy Bangalore District to
point up
Reg 15/11/47 Pr 15/11/47

25) Copy of
15/11/47

17/11/47

The Dy Bangalore Dt
No L 10994 Dt 20/11/47
Calls for information

File Dt 21-11-47

From
The Dy Commr Bangalore District
No M 6-1710/41-47 Dt 19/11/48
Furnishes the information called for

21) With Reference to the opinion of the Revenue
Branch at para 22 of the notes Supra, the
Dy Commr, Bangalore Dt was Requested to Consult
the Channapatna Town Municipal Council
as to its agreeability to pay the Commutation

43 U706

Sale of Sites in Chockamallur Village - Chavacapatna

fine and the price of the land at Rs 3000/ per acre as suggested by the R e and to appropriate for which the ~~Sale~~ proceeds of Rs 17705/ realised from the sale of the Sites This decision has followed the views held by the R e at para 14 Supra that the Municipality was only permitted to take action to draw off the water and sell the land on the force of Sites but not to credit for which the proceeds of the sale of Sites

27) The Chavacapatna Town Municipal Council has thereupon resolved at its meeting held on 5-4-48 that the above Consultation be to be construed as acceptance of the Sale of Sites by Govt and that therefore the sale certificates may be issued to the purchasers, (2) the question of Revenue fine does not arise as the Same has been waived in the Cases of ~~requisitions~~ lands acquired by the Municipality in the years 1914-1915 and 1916 and that (3) as Regards upset price, in the absence of a Specific stipulation thereto in the order of the R e Dated 11 10 42 this amount Same Cannot be claimed at this distance of time.

Sale of Bikes at Ruchamalan Chandrapatna

28) On pursuance of the above Resolution the Municipal Council is stated to have credited the ~~entire~~ active Sale proceeds of Rs 14 705/ to itself ~~with~~ in disregard of the instructions of the Govt to the credit the amount in the first instance to the Revenue deposit pending Settlement of the question

29) The views held by the Municipal Council that the Consultation of this office for its' views on the question of payment of Conversion fine etc is an indication of Government's approval to the Sales being done and for from correct it is seen that some of the Bikes have fetched a value exceeding Rs 1,000/ and their Sale require to be confirmed by Govt under Sec 38 (2) of M T M A 1933. Before the purchaser could be put in possession of them in this light the action of the Municipal Council in issuing Sale certificates to the parties is beyond its' powers and if the Govt is not inclined to waive the report of the and the Municipality pass an its Refusal to pay, steps change and Courses or Powers action will have to be taken to instruct the Comptroller

113 V 7106/12

Sale of Sites in Chickamalur - Chairperson to adjust the amount — either the entire Sale proceeds or the Conversion fine and capital price as the case may be — by necessary transfer entries as suggested by the Dy Collector

30) As regards the question of Conversion fine and the capital price, it has to be stated that the Rev Commrs orders dated 11 10 12 permitting the Municipality to draw off the water and sell the land in the form of Sites contains no suggestion for payments of these charges, ~~by the Municipality~~ and this omission is now being taken advantage of by the Rly to refuse payment

31) The tank bed belongs to the Government, and under the permission to sell the land in the form of Sites is construed to mean transference of ownership to the Municipality the Sale proceeds should go to Govt. But the Municipality has also spent some money on the formation of these Sites and in the circumstances it appears reasonable that the Municipality is permitted to retain the proceeds from these Sites subject to its paying to Govt the capital price and the Conversion fine The Municipality will also

Sale of Bricks on Chuchamachan Channapatna

Board to grant Rebate to the extent of Rs 11,488/- to Compensate the Expenditure incurred on the fabrication of these Bricks

32) The Dy Commr Seeing the unreasonable attitude taken up by the Municipal Council has recommended the issue of instructions to the treasury to attach the Octroi sum of Rs 17705/- to Govt by treasury the necessary debit against the Municipality

7705
11488
4223

33) Subs for orders

Rs 2815 Rs 27547

34) The Municipality have taken up a very unreasonable attitude in the matter It would appear to be necessary to tell them that unless they adhere to the suggestions made in this office letter of 20-11-47 (vide order in para 23) Government does orders, which were quite fair both to them and to the Revenue Dept, Government will have to forcibly recover both the upset price & the Commission due

Rs 27547

35) The action of the Channapatna Town Mcl in temporarily stopping sale certificates in respect of the bricks which have fetched a price of more than Rs 10/- per — without obtaining the previous sanction of Govt under Sec

113/7106
Jul

A & 35 (2) of the Town Planning Act 1933
agree as ultra vires & this will have to
be definitely pointed out to the M/Ld

36) It would be necessary to take action
as suggested by the Dir. Above in order to
have the sum of Rs 17,705- adjusted to
the State funds by passing a debit
against the M/Ltd, in the first instance,
lest the M/Ld might utilize the money
for other purposes. This course rendered
necessary in view of the unreasonable
attitude of the M/Ld & there would be
delay in carrying on correspondence with the
M/Ld on the formal point referred to in para
35 to 34 and arriving at a decision
to do so.

Forwarded
revised
2/8/62

13/8/62
31/8

37) The irregularity in the case
at 'A' above may be pointed out
to the municipality.

38) Regarding the point
raised in para 36, it is for consideration
whether action as proposed above
could be taken now as stated it is stated
that the land was sanctioned to the municipality
in the years 1962 (Vide paras 1 to 4 supra.
In many of the municipalities in the

7/10/48

Past no conversion fine etc has been recovered, when the land has been granted for formation of sites – Such fine was not being recovered in Bangalore City Municipality, also in this view it appears to be undesirable to resort to the action that is proposed by the D.C

39) The Question of recovering of upset price & the conversion fine from the municipality at this distance of time is for Consideration, & orders.

OFFICE OF
THE MINISTER FOR
LOCAL SELF GOVERNMENT
No. 3402
Date

Minister
7/8/48

40) What is the total expenditure incurred by the Municipality for bunding the Sites & drainage & also for the formation of layout etc)

10/8/48

12/8

41) Draft letter to the D C Bangalore Dist's put up for approval

16/8/48

42) Issued
17/8/48

14 7106/xl 1786/48-49

Sale of Bldgs - Chamarajpet Hdy

To

The D C Bangalore Dt

No L 1826 Dt 26 8 48

Calls for information

Sus A 30 8 48

From

The Dy Comsr Bangalore Dt

No MG 1770/48 a7 Dt 17 8 48

Requests on the circumstances stated for

Govt orders if Govt

43) Information as at para 40 Supra has been called for from the D C on 24 8 48 and the reply thereto may perhaps be awaited / yes

Mgr 3/9/48 Bangr

44) On perusal of the above letter newspaper for 4/9/48

2758/719 45) please address a D O letter to the D C to furnish immediately the information called for on 24 8 48 & resubmit this file

46) D/f to Govt 8/9/48 for 7/9 Mgr

1786/ml 15

Sale of Plots at Kamaradasanakalle Chawadi
-patna Municipality

47) Draft Do letter to the Dy Collr Mandya
Collr put up
Mag 7/9/48
Pr 7/9/48 48) Approved & despatched.
7/9/48

Issues Do Reminder this Dy for
Expediting Reply to this office letter Dy 24.8.48
No L 2433 Dy 7.9.48

49) Resubmitted after issue of the Reminder.
Mag 10/9/48 Pr 10/9/48 50) Resubmitted for perusal
as per order at Sl
No 45 supra
Rev Secy
10/9/48

51) For perusal
Refce = para 40 at Supra
Minister
L.S 8) 52)
25/9/48
8
11/9
11/9/48

29/9/48

THE INSTITUTE FOR
LOCAL SELF GOVERNMENT
No 1425
Date

16

1186/ml V3206 Journal

Sale of Plots at Kumbaradasanakatte - Channapatna

From

The Dy Commr, Bangalore Dt

No M 6- 1710/46-47 Dt 27 10 48

States that a Sum of Rs 33/ only has been sent for breaching the lawn

53) Information Regarding the expenditure incurred for the formation & lay out is not furnished Dft letter called for the same at post up

Secy 5/11/48

54) Issue advice

for 19 11 48

To

The Deputy Commissioner

Bangalore

Sun 30/11

No L 5655 dt 25-11-48

calls for information

From

The Dy Bangalore Dt

No M B 1710/46-47 dt 9 12 48

Requests for early issue the Case is stated to have been adjourned as a last chance to January

55) The Dy States that a Sum of Rs 33/ has been spent for the breaching of the Katte, but information Regarding the expenditure incurred for the formation & lay out is not furnished Thus has been called for again on 25 11 48

56) The purchasers of the Plots are stated

Sale of Site at Kumbarada anakatte Chamarajpet

to have filed a civil Suit against the Municipality for specific performance, which they have been asked to do, pending orders of Govt. The Deputy Director of Municipal Administration has been taken to 3rd January '49 as a last chance, and requests early orders of Govt for the Confirmation of the Sale of Sites which have fetched a value of over Rs 1000/-, and the advice of Govt whether the Sale proceeds shall go to the Municipality or to Govt. As regards the latter point, the position was considered at length at paras 26 to 32 Supra

57) Sales for orders - Reference para 40 Supra

three 11/12/48

58) With reference to the orders at para 40 supra, it is reported that the Chennapatna Municipality have set apart a sum of Rs 37/- only for the cleaning of the tank - no question has arisen by which the expenditure required can be met. Perhaps no effort would be made by the Municipality except making some token provision in the Estimates

59) The question of the conservation of the Railway sites formed in 1906 (Chikkamalligere) of Channapatna has been under consideration for over a year. The

3206/mc 06442/mc

months The facts of the case have
been set forth at paras 26 to 32 of
the notes above

60) Even though more than a year ago the
Madras Govt requested to state whether it is
agreeable to pay the conversion fee at the sale
price of the land as fixed by the revenue authority
the Govt of India have not thought
it fit to reply to the Govt in a direct manner
In the meanwhile the sale purchasers have filed
suits for their very right for possession
of the land ~~and~~ the Govt of Madras have to
the expenditure of the sale proceeding as also about
the payment of the conversion fee the value of
the land, which amounts to Rs 6225/- Even then
the MLA would be benefited to the extent
Rs 11,480/-

61) As the MLA have not changed their
attitude, and as they would have to
pay heavy damages according to the
Courts decree - which might be given
on 3.1.1949 - the last hearing date was fixed)
it is for consideration whether,
pending further consents of the Govt

the entire realisation of Rs 17,705-
may not be credited to the Revenue
deposit (vide para 3b) and the sale
of the lots confirmed & the purchasers
thereby put in possession of them so as
to avoid further complications that cause
appears to be the best way of meeting the
present difficulty. For orders

Sd/- 17/12/48
Kindly bring up

6a) Pl put up the other letter Sd/- 21/12/48
next with this subject

63) Letter No. MG 1710/46-47 dt 27-11-48
from Secy Revd to the L & Bdr Govt to dy
a postage
Re 23/12

64) Note B in my
letter dated 27 11 48 - next in the
series 22/12/48 - recommends the
confirmation of the sales of the lots
in question, receipt of
the upset price fixed at Rs
1000 per acre (C 7) and Rs 1000/-
upset price for the entire area of 2 acre
3 guntas. Mr Mehta has

Upto

already created as 2073 towards
Conversion fine of Rs 1000/- towards
upsetprice of the land. This upset
price is very low indeed. In regard
to both the above points, it is necessary
to consult the Revenue Branch

A

BS However in view of the pendency of
the matter & the fact that the Late
purchasers (two of them) have filed suits
against the Plff in the Munsiffs Court
at Elanji, & the case is posted to
come off finally for hearing on 3/1/1945
the sale of site may be confirmed
This request is made with a view to
lessen the prestige of the Plff & embarass
to the parties concerned. The Plff will have
to be diplomatically told that it should pay
the balance of Conversion fine & upsetprice
which the Govt may fix, after taking
all the circs of the case into Consideration
The attitude of the Plff is anything
but satisfactory & there might arise
for the Plff to have entertained the entire
realisation of Rs 17,705. When the

B

4b 11/L

Matter may still under correspondence with the Govt

66) for orders re point A & B above

Minister A&S) for 24/12/48

67) I agree as at A & B

24/12/48

68) Pl put up draft reply accordingly for 24/12/48

69) A draft letter is forwarded to The D C Bangalore as regards 'B' above After the issue of this letter, the file will be sent to The Revenue Branch

for 31/12/48

70) Please issue above & return

for 31/12/48

To The D C, B'lore Dt

No L 7272/ml 67-48-30 Dt 31-12-48

approves the Sale of Sites Subject to the Municipal Council paying the balance of Conversion fine and agreed price that may be fixed by Govt |

71) The existing Land is Dry and Barren The

THE MINISTER FOR LOCAL SELF GOVERNMENT
No 3132
Date 31/12

22/547

4611/xe

Sale of Plots in Kuruvadasanakatte Chamarajpet

Municipal Council has credited Rs 2075/ towards conversion fine and Rs 1,000/ towards upset price each taking all the circumstances into consideration the upset price is felt to be meagre

7a) The Revenue Branch may be consulted to fix a suitable rate of upset price and conversion fine in respect of the land in question to enable the Executive Officer of the Municipality to demand from the allottees of sites shall be due from the date after the rates are fixed

7b) Hence reference is invited to para 6a supra wherein the Revenue Branch has opined that a consolidated upset price at Rs 2000/ per acre (exclusive of conversion fine) may be recovered from the Municipality as the land in question is a Gomala land in view of the critical financial position of the Municipality, the Municipal Council requests the fixing of the total upset price at Rs 1000/ only

7c) The file may be sent to the Revenue Department as suggested in para 6 supra and approved in para 6 by the Minister for L.A.

for favour of opinion

Gen Secy

7/1/45

8/1

7d) Rev Secy

8/1/45

7/1/45

Sale of sites formed in S no 64 of Chikkamaluru Village Channapatna Taluk by the Channapatna Town Municipal Council — levy of upset price and Conversion fine

Submitted,

76) It is seen from the records that the Kalle known as Kumbaradasana Kalle bearing S no 64 of Chickamaluru Village, Kasaba Hobli, Channapatna Taluk measuring 2 acres and 3 guntas was granted to Channapatna Municipality to drain off the stagnant water and to dispose of the soil of the Kalle for building purposes. The Municipal Council divided the Kalle into sites and have sold the sites for a total sum of Rs 17,705/- The D C B'lore Dt solicited orders of Govt as to whether the sale realisations shall go to the Municipal funds or to Govt. The Revn Commissioner on being consulted has opined that the entire sale proceeds may be permitted to be credited to the funds of the Municipality on condition that the upset price of the land as well as the maximum Conversion fine applicable to the place are made over to Govt by the Municipality, and has accordingly suggested that a consolidated upset price at Rs 3000/- per acre (inclusive of Conversion fine) may be recovered from the Municipality. Thus out of Rs 17,705 realised by sale of sites it is proposed to recover only Rs 6225/- as upset price and the Municipality will get Rs 11,480/- towards the expenses which may have been incurred for breaching the Kalle and forming the sites. Thereupon a reply was issued to the Municipality to the effect that they should choose either to pay the proposed upset price and Conversion fine or to forego its claim for Rs 17,705 received by sale of the sites. The Municipality are not agreeable to the above proposals and the D C B'lore Dt has suggested that the Competent may be advised to instruct the Treasury to adjust the sum of Rs 17,705/- by debit to Municipal funds and credit to Revenue deposits

Sale of sites formed in S No 64 of Chikkamalur village, Channapatna Taluk by the Channapatna Town Municipal Council — Levy of upset price and Conversion fee

77) As regards the levy of upset price and Conversion fee, it is for orders whether the opinion of the Revenue Commissioner furnished in paras 17 and 20 of the Note supra may be accepted

78) A + B may be done (Rev Sec)

79) please bring up

80) The financial position of this Municipality is not at all satisfactory; but still it is stated that the Municipality has already credited Rs 2075 towards Conversion fee + Rs 1000 towards upset price = total Rs 3075 in all (Vide para 64 Supra)

81) The K.C has recommended that a sum of — Rs 8000/- per acre may be Recovered from the Municipality

as consolidated upset price inclusive of Conversion fine. This will amount to Rs 6225/- The municipality has already deposited Rs. 3075/- as indicated above. The municipality may be asked to pay the remaining amount of Rs 3150/-, and the balance of the amount out of the total realisations of Rs 19,705/- may be permitted to be utilised by the municipality towards the cost of the breaching of the Kattha formation

26

46 II/ml V 4836 V 4840

Vr Sites etc

Minister for Rev & PW 82) 19/1/49

82) The file may be returned to the Municipal Branch for taking necessary action in the matter with reference to para 74 supra Asst Secy (M/BR) W/c 22/1

OFFICE OF THE MINISTER FOR REVENUE & PUBLIC WORKS
No 6051
Dated 19/1/49

25/1

74) Pl instruct asst Collectors, Jhsr 28/1/49

83) Draft letter to the Dc, Bkra Dt to put up for approval Refer paras 67 & 75 supra

Rao 29/1/49
Pr 29-1-49

Minister for Rev & PW thro the Secy Secy 29/1/49

86) 31/1/49

87) 2/2/49

OFFICE OF THE MINISTER FOR LOCAL SELF GOVERNMENT
No 3767
Dte 1/2/49

2/2/49

88) Secy

1/2/49

The DC Bkra Dt
No L 9224/ml 67-68-37 dt 10.2.49
Fixes the Rate of Conveyance Tax & Supervision

89) Reminder Sent 18/4/49 Secy Pr 20/4/49 L.IL-603 29/4/49

Secy A 21-2-49

4840 J 933
L

App F 112

General and Revenue Secretariat | File No | of 191

Serial No

Letter No M6 1710/46-47 Dy 30-7-49 from the Dy Comm, Bangalore, stating that the balance of Rs 3150 has been credited by the Instl Cl, Channapatna on 30-6-49

89) Submit for perusal & orders
Ref - paras 81 and 82 supra.
11/8 Pr 11-8-49

90) What is the further action to be taken in this respect

91) Submit a draft to be taken in this case is to send a copy of the D-is letter ordered to the Rev Comm for information. If and the file may be closed after the issue of the letter

Ys please for 12/8/49

Submit with a draft letter for approval
12/8 Pr 13-8-49

Issued 12/8/49

To The Rev Comm
No L 2168 Dy 23-8-49
States that the amount of Rs 3150 has been credited

Dy 30/8

Note—Contn Sheet

File No of 194

General and Revenue Secretariat

Serial No

WD 0 853—GPB—30 000—11 5 48

DM 50-47-1

-1710/46-47

Office of the Deputy Commissioner,
Bangalore District,
Dated, 2nd July 1947

To

SYED ABDUL ALEEM, ESQ, B A,
Revenue Secretary to Govt of
Mysore, BANGALORE

Sir,

Subject: Sale of sites formed out of S No 64 of Chickmalur village, Channapatna Municipality

I have the honour to state that the katte Known as Kumbaradasanakatte bearing S,No 64 of Chickamalur village, Kasba Hobli, Channapatna Taluk measuring 2 acres and 3 guntas was granted to Channapatna Municipality to drain off the stagnant water and to dispose of the bed of the katte for building purposes as per Revenue Commissioner's Official Memorandum No D Dis 722/42 dated 11-10-42. The Municipal Council divided the katte into sites and have sold the sites for total sum of Rs 17,705/-

From the Official Memorandum referred to above, it could be seen that the Municipality has been authorised to breach and dispose of the bed of the katte as building sites but the land has not been made over to the Municipality (Flag A) The order of the Revenue Commissioner does not appear to mean that the realisation should go to the municipality The municipality has not got the whole realisations credited to the Municipal Funds In the circumstances, as set forth above, the sale realisation should be credited to Government and not the Municipal Funds

3) The records have been sent by the Municipality to this office for the confirmation of the sales of sites The Municipality was asked to credit the sale realisations to the "Revenue Deposits Head" but the Municipality have represented that the amount belongs to them and that the sales may be got confirmed

4) In the circumstances, I request that orders of Government may kindly be obtained and communicated in the matter as to whether the sale realisations should go to the Municipal funds or to Government, after hearing the vice president or any representative of the Municipality. The sales held may be also be confirmed

The connected papers accompany for reference and return

I have the honour to be,
Sir,
Your most obedient servant,

DEPUTY COMMISSIONER,
BANGALORE DISTRICT

YSR/-3

Copy of letter No Mo 1710/46-47 dated 29th October 1947 received from the Deputy Commissioner, Bangalore District Bangalore

—

Sub - Sale of sites formed out of S No 64 of Chickmalur village, Channapatna Municipality

—

With reference to your memo No C1 1184/47-48 dated 15-9-47 on the above subject I have the honour to state that the Sub Division Officer Closepet has reported after inspecting the land in question that an upset price at Rs 2000/- per acre may be levied on the land in question together with a conversion fine at Rs 1000/- per acre I agree with him

The connected X vernacular file of records accompany

****

COPY

for Revenue Commissioner

No L

2 Copies L 10999/4/2

20/11/47

To

The Dy Commissioner

Bangalore District

Sir,

Sub Sale of Sites formed on S No 64 of Chekanahalli Village Channapatna Municipality

With Reference to your letter No M-6-1710/46-47 dt 2-7-47 soliciting orders as to whether the Sale proceeds of the above Sites should go to the Municipal funds or to the Government I am directed to state that as per the orders of the Revenue Board dt 11-10-47 only permitted the Municipality to drain off the stagnant water and to dispose of the Earth of the Kalle for Building purposes it is held that the order cannot be construed to mean a complete transference of the ownership to the Municipality to entitle them to all the proceeds of the Sale of the Sites, and that the Municipality will have to claim such title to the lands and the Government will be entitled to the proceeds of the Sale of the lands for agricultural purposes as per the rules applicable to the case.

Yours faithfully,

for Secretary

5

2) The Re who was consulted in the matter ~~about the sale~~ has suggested that an upset price of Rs ~~3000~~ 2,000/- and a Conversion fine of Rs 1000/- per acre would be fair and Reasonable or Rs 3,000/- per acre for the land in question

3) I am to request you therefore to consult the Chennapatna ~~Town~~ Town and ascertain if it is agreeable to pay the Conversion fine and the price of the land as fixed by the Re and keep for itself the Sale Realisation of the Sites amounting to Rs 17,775/- Records accompany Lease de

for
Jt Res Sec
Che
15/4/61

Rec'd
15-4-61

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

F 5999/R

General and Revenue Secretariat

Dated Bangalore, 20/11/ 1947

JM

The Secretary to the Government of His Highness the Maharaja of Mysore
Revenue Department

To

The Deputy Commissioner,
Bangalore District, Bangalore

Subject - Sale of sites formed in S No 64 of Chickaralur Village, Chennapatna Municipality

---

Sir,

With reference to your letter No M6 1710/46-47 dated 2 7 1947 soliciting orders as to whether the sale realisations of the above sites should go to the municipal funds or to the Government, I am directed to state that as the orders of the Revenue Commissioner dated 11 10 '42 only permitted the municipality to drain off the stagnant water and to dispose of the bed of the katte for building purposes, it is held that the order cannot be construed to mean complete transference of the ownership to the municipality to claim such title to entire sale realisation of the sites and that the upset price of the land and the conversion fine for using the land for non agricultural purposes will have to be paid to Government as required by the rules

2 The Revenue Commissioner who was consulted in the matter has suggested that an upset price of Rs 2,000/- and a conversion fine of Rs 2,000/- per acre or Rs,3,000/- per acre would be fair and reasonable for the land in question

3 I am to request you therefore to consult the Chennapatna Town Municipal Council if it is agreeable to pay the conversion fine and the price of the land as fixed by the Revenue Commissioner and keep for itself the sale realisations of the sites amounting to Rs 17,705/-

Records accompany

I have the honour to be,
Sir,
Your most obedient servant

for Secretary to Government,
Revenue Department

7

7106
21 MAY 1948
MUNICIPAL BRANCH

M6 1710/46-47

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT
Dated, Bangalore, the 19th May 1948

To

SYED ABDUL ALEEM, Esq , B A ,
Secretary to the Government,
Revenue Department,
Bangalore

Sir,

Sub Sale of sites formed in S No 64 of Chickamalur village Channapatna Municipality

With reference to your letter No L 10999/R dated 20-11-47 on the above subject, I have the honour to state that as desired in your letter the President of the municipality was requested to constitute the Municipal council and furnish its opinion as to its paying the upset price at Rs 2000/- per acre and conversion fine at Rs 1000/- per acre The Municipal council at its meeting held on 14-12-47 have resolved that the Revenue Commissioners Memo No D Dis 722/42-43 dated 11-10-42 has conferred on them the title to the land and as such they have acquired the lands 5 years ago Further it is resolved by the council that the demand of Rs 2000/- as upset price per acre is not reasonable and the same ought to have been claimed when the Revenue Commissioners memo was passed on 11-10-42 As regards conversion fine at Rs 1000/- per acre it is opined by the council that the same is not leviable in case of acquisitions on behalf of municipalities on the whole they have decided that the demand made for Rs 3000/- per acre may be dropped It was replied in this office memo dated 24-12-47 that the council should choose either to pay the proposed upset price and conversion fine or to forego its claim for Rs 17,705 received by sale of the sites

At its meeting held on 5-4-48 the council has interpreted the above demand for upset price and conversion fine to mean the approval of Government for the sale held by itself in favour of private parties and has decided upon issuing sale certificates immediately

As regards the upset price it has reiterated its former decision that as the land was sanctioned long back by a competent authority it cannot now be revoked In all their proceedings the council has forgotten to take into consideration the fact that the order of the Revenue Commissioner dated 11-10-42 does not mean the transference of the ownership to the municipality , of the land, to claim such title to the entire sale realisations of the site The Municipality is therefore neither agreeable to the upset price and conversion fine or agreeable to forego Rs 17705 which is the sale proceeds They have disregarded this office instruction to credit the amount in the First instance to Revenue deposit pending the settlement of the question of upset price and conversion fine and confirmation of the sale held by it under section 38(2) of the Town Municipal Act but has also appropriated the same towards its funds By their latest resolution dated 5-4-48 to issue to sale certificates to the parties the council is acting 'Ultra vires' to its own competence In these circumstances as the municipal council is contending on untenable grounds the Comptroller to Government may if approved be advised to instruct the treasury to adjust the sum of Rs 17,705 by debit to municipal funds and credit to Revenue deposits

P T O

The entire records received from the President with his report No M C 4/47-48 dated 16-4-48 is here enclosed

I have the honour to be
Sir,
Your most obedient servant

DEPUTY COMMISS ONER
BANGALORE DISTRICT

548

M6 1710/46-47

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT
Dated, Bangalore, the 16th July 1948

13

To

SYED ABDUL ALEEM, Esq, B A
Secretary to the Government of Mysore,
Revenue Department,
Bangalore.

REVENUE SECRETARIAT
21 JUL 1948
548
MUNICIPAL BRANCH

Sir,

Sub Sale of sites formed in S No 64 of Chikkamalur village (Kumbaradaschan kere) Channapatna taluk

I have the honour to invite kind reference to my letter of even Number dated 20-5-48 on the above subject and to request the favour of an early reply in the matter

7106

I have the honour to be,
Sir,
Your most obedient servant,

DEPUTY COMMISSIONER
BANGALORE DISTRICT

The above file was returned to [illegible] Secretary on 11 8 1948

Immediate No L 1826 11

24/8/48

To

The D e, Bangalore Rh

Subject Sale of Sites formed
on S No. 64, Cherkmalur village,
Channapatna Town Municipality

Sir

With Reference to the
Correspondence ending with your
letter No MG-1710/46 dated
19 8 48 on the above subject,
I am directed to request you
to kindly certify the expenditure
incurred by the Channapatna Town
Municipality towards the formation
of the Roads and drains at the

and also for the formation of the
Clay-coat in this area. A very early
Reef is reported at Lake Ste
Anne
Ste Rose Seen
by J. Tyrrell

MR L 1786

Office of the Deputy Commissioner,
Bombay District,
Bombay, dated 21st August 1948 13

1710/

To

Janab Sayed Abdul Salam,
Secretary to Government of Bombay,
Revenue Department,

Sir,

Subject Sale of sites in Chincholi village,
Chandvad taluka Municipality

I have the honour to invite a kind reference to the correspondence ending with my letter of even number dated 20-8-47 on the above subject, to say that the orders of Government in the matter of sanction to the proposed sale of sites and credit the sale proceeds Rs. 17,705/- to the Municipal Fund, in violation of the clear instructions issued to the Chincholi Municipality in Revenue deposit as the land belongs to Chincholi village was not municipal property at the time of the survey, the President has reported in his letter No. C/ dated 20-7-47 that several persons, who purchased sites one of the above buildings have built civil suits on account of the sale held by the Municipal, having not been sanctioned by Government under section 38 of the Bombay Municipal Act.

The sanction of Government could not be conveyed as the Municipality has not obtained title to the property from the owners of the sites by making payment of the upset price and conveying the sites in favour of the purchasers. By my letter No. 10500 dated 20-7-47

The President, in his letter referred to above has stated that unless the sale proceeds are paid into possession of the sites immediately, the Municipality will have to pay heavy damages, consequent to the complaints in the suits.

I have also informed the President in my memo dated 1-7-48, that the Municipality may even now pay up the upset price of the sites mentioned already, or in the alternative retake the cheques cancelled and a copy of memo is enclosed herein for Municipal

As the matter has assumed an urgent turn, I request that the decision of Government in the matter may kindly be conveyed at an early date.

I have the honour to be
Sir,
Your most obedient servant,

Deputy Commissioner,
Bombay Aborigines District

14

Copy of letter No 1710/ - 7 dated 10-7- addressed to the President, Municipal Council, Chikballapur from this office

Subject Sale of sites in S No 64 Chickballur village, Chikballapur Municipality

With reference to his report No H C 4/47- dated 9-7-48 may be informed that the entire records have been submitted to Government and orders thereon awaited

The Municipality had no title to the land in question, the amount of the sale price and conversion fine has not been paid to Government by the Municipality and the Municipality has illegally taken action and disposed of the sites, without itself being in the first instance placed in possession of it by Government and the right, title and interest of Government transferred to the Municipality, the entire blame goes to the Municipality thus rendering the personal responsibility of the councillors that have participated in the proceedings and they have to be held personally responsible for the consequences arising out of the unauthorised acts

Even now it is open for the Municipal council to agree to pay the sale price and conversion fine fixed and take immediate action to transfer the land, In the alternative the Municipal Council should order that the sale proceeds of the Government land sold by them and unauthorisedly credited to municipal funds and persistently held by them be remitted to Government

In the absence of the Municipal Council taking either of the above alternative suggestions no permission can be granted to confirm the sales

"Copy"
Deputy Commissioner,
Bangalore District

Commissioner (Rural), December 1948

L 2433

9/9/48

Dear Sir

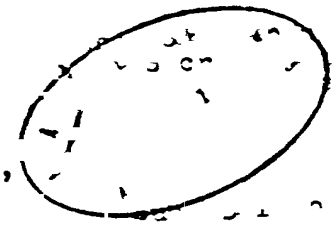
I am desired to enclose herewith reference to this office letter No L 1826 dated 2nd August 1948 calling for information as to the charges paid by the Municipality for the teaching of the Kumbaradasanahalli Canara School of Chickmagalur Village in connection with the Conservancy Staff employed by the Municipality, and to request that the same may kindly be furnished as early as possible to enable the disposal of this question.

Yours faithfully

7/9/48

To
The Secretary
(by name)

By order



7/06

47/

Yo ly,

Bu on Distri

17 y Commissioner (Rural), December 1948

Revenue No 4 5655

dt 25/11/48

To
The Dy Commr
Bangalore Dt

—

Subject Sale of Sites in S No 64, Hockmalur Village Channapatna Town Municipality

Sir
With Reference to your Letter No M 6- 1710/46 in dated 27 10 48 on the above subject I am directed to State that about the Cost of Forestation & the the Corporation to lay out Less more Than Four Trees per site as called for the same may be furnished immediately even now I am to add that- Such Reservations in these important Cases Cause

18

Can necessary delay on Treasury
Need to disposal and Shasta Co Stocks
awarded on Salem
Memorandum may be
Kent tuesday
evening when
I replied to
Valentine

1/1/62

sir

I am writing before the court's decision on this matter of even date to advise you that I have not yet received a copy of the civil complaint filed by you against me in the first week of January and to request that

I therefore request that service of process in this matter

Very truly yours,

INDIAN POSTS AND TELEGRAPHS DEPARTMENT

NOTICE This form must accompany any inquiry made respect ng this telegram	Ch g t p y R	 A	Offi e Stamp

Handed n at (Offi f O gin)	Date	Hour	M n te	Servic In t tio	Words
To				Recd here at H	M

N B—The name of the Sender if telegraphed is wr tten after the text

Parker Press Madras—30 000 Bks—1 1 48

I M SREENIVASAIYA B A
P t S t y
t the Ch f M t

PUBLIC OFFICES 21

Bangalore 15 12 1948

D 729

Dear Sir

SUBJECT — Allocation of Sites at Channapatna

I am desired to acknowledge the receipt of your ~~letter/application/petition~~ Telegram dated 10 12 48 on the above subject and to say that the same has been placed in the hands of the Minister for LSG who is in charge of the portfolio and that you may kindly approach him in the matter in future

Yours sincerely

HMS
15/12/48

To Pandit Sahaiya
Channapatna

the

Yours very sincerely

Secretary

Words

amp

M

I am desired to ask if it is convenient for you to see a deputation from the Chamber of Commerce on the subject of [illegible]

[illegible] which has been placed on the agenda paper for [illegible]

[illegible] to say it is [illegible] proposed [illegible]

Subject to this paper relating
to the disposal of certain
papers formed part of the file of
Church Makers by the Chancellor
Walton Square and should
not be kept still transferred
to be transferred to the Record
if appointed

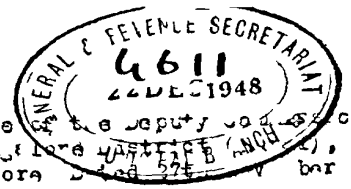
17/12/48

Asst Secretary
Mr Peacock
W/C
17/12

21/12/48

Rvl 67-68-29

22



Office [illegible] Deputy Commissioner,
[illegible] District (NCH),
Bangalore [illegible] bar 1948

No 6[illegible]46 47 Encls two

From Syed Abdul Khader B A

The Secretary to Government

Revenue Department

BANGALORE

Sir

Subject Sale of sites for additional [illegible] Kasaba Taluk
village Chikkaballapur Taluk

In continuation of the correspondence ending with this office letter of even no dated 25 11 48 on the above subject I have the honour to state as follows -

The Revenue Commissioner granted the municipality permission as recorded in his order dated 12 10 42 to draw off the water from the Kattemadagu tank for drinking purposes on terms and conditions which inter alia provided that the municipality should get the complete ownership over the land which is referred to in the said order as 3 parts for the bridging of the Kattemadagu formed the land into sites and disposed of the sites for building purposes. The sale proceeds of Rs 17 705/ by the disposal of these sites was credited to the Municipal Fund as per the standing instructions issued from time to time by the Revenue Department and not to utilise the amount for the purpose by the council credited the amount to the municipal fund as it were a part of municipal Revenue and operated upon it for meeting their normal expenditure. [illegible] correspondence finally ended in Government passing the above mentioned conversation for forwarding the land in order to the suggestion made in your letter of even No 10939/47 43 dated 30 11 47, the records have been sent to you with this office letter under reference for taking instructing the comptroller to adjust the Treasury Officer to adjust the entries of Rs 17 705/ by debit to the Municipal Fund and credit to Revenue Deposits and further orders of Government in the matter

In the meantime the sale proceeds were reported to have failed sites in the Munsif's Court at Chikkaballapur and after giving several adjournments the court finally adjourned the case to 1 12 48 and 3 12 48 unless the sales in these cases are confirmed and sale certificates are issued to the parties it is likely that a decree might be passed against the municipality in which case the municipality would be put to a very awkward position and could receive proceedings in the municipal properties may be taken up to enable the municipal Council in the position to pay the amounts in question forthwith

The closing balance of the municipality on 25 11 48 is only Rs 2230/- and the municipality has to pay twenty four days establishment charges etc to the amount of Rs 3 000/- out of the available funds

In view of the facts the council in the special meeting held on 25 11 48 to request the Government to confirm the sale at the upset price of Rs 1000/- for the entire land plus conversion fee of Rs 1000/- per acre and to permit them to issue sale certificate to the sale purchasers. They have also requested the upset price and reversion fee at the above rates to the Taluk Treasury on 27 11 48 and 2 11 48

The present financial condition of the municipality is very bad

In the circumstances explained above and in view of the irreparable plight into which they would be put in case the pending suit in the civil court is allowed to be decreed against them, I recommend with great reluctance the confirmation of the land in question to the municipality as a special case on payment of the upset price of Rs 1000/- for the entire land plus conversion fee of Rs 1000/- per acre which is already credited by the municipality to the court in to issue sale certificates to the sale purchasers

I furt er request t t ur_ort orae s of Covern t ... k idly be e tained erd comur c ad e t e c_vil s pts f l d ... ist t e municipality ere poste d to 1 12 1 43 and 3 12 1943

T e pre ident s letter o 66/43 49 ated 25 1 1943 in original ith its enclos res is enclosed for favo r f ref r n e

DEPUTY CO ...IO ...R
B... G...on DI... ...f (R...)

GR/2

24 25

(No H C 47/48-49
Encls 29 9 48

OFFICE OF THE PRESIDENT
TOWN MUNICIPAL COUNCIL CHANNAPATNA

Dated 29th Sept -- --1948

From

THE PRESIDENT,
TOWN MUNICIPAL COUNCIL
CHANNAPATNA

To

The Deputy Commissioner,
Bangalore District
BANGALORE

Sir

Sub Sale of sites formed in S No 64 Chikkamalur Village Channapatna Town Municipality

With referance to your Memo No M6 1710/46-47 dated 11-9-48 calling for a report as the amount of expenditure incurred by this Municipality for breaching of Katte etc in S No 64 of Chikkamalur Village I beg to state that according to the estimate sanctioned it is seen that Rs - 38/- incurred for breaching of Katte, and there are no other records available to show any more expenses incurred for the formation of lay out of this area etc The estimate and the Bill of cost incurred are herewith enclosed for kind persual

THE DEPUTY OF BANGALORE DISTRICT
M6
1 OCT 1948

Yours faithfully
Ramaswamy
President
Town Municipal Council
Channapatna

29/9/48

Notte 66/48 49
ENCLS 1

OFFICE OF THE PRESIDENT
TOWN MUNICIPAL COUNCIL CHANNAPATNA

Dated 25th November 1948

From

THE PRESIDENT,
TOWN MUNICIPAL COUNCIL
CHANNAPATNA

To

The Deputy Commissioner
Bangalore District (Rural)
BANGALORE

SIR

Subject Sale of sites in S No 64 of Chikka malur village Channapatna Taluk

With reference to your letter No M6 1710/46-47 dated 17-11-48 on the above subject I beg to submit herewith for favour of kind perusal and orders an extract of the resolution of the Municipal Council passed at their special meeting held today and to state as follows

The financial condition of the Municipality is anything but sound at present The closing balance to day is only Rs 3 295/- The establishment charges alone come to abqut Rs 3 000/- per month This is the tail end of the month and the amount at the credit of the Municipality should be held in reserve for the payrent of these charges for the current month Suits filed against the Municipality by Messers Rama Rao and Kumaraswamy have been posted finally to 1-12-48 and 3-12-48 respectively No further adjournment is pos i-ble as the Honourable Court has already adjourned these cases a number of times on the special request of the Municipality Within this limited time of less than

PTO

a week it is impossible to make good the heavy amount towards upset price and conversion fine

According to the rates fixed by Government the upset price for this land measuring 2 acres and 3 guntas will be Rs 4,150/- at Rs 2 000/- per acre and the conversion fine at Rs 1 000/- per acre will come up to Rs 2,075/- out of this a sum of Rs 2 000/- has already been credited towards conversion fine and R 445/- towards upset price on 17-11-48 In view of the very critical financial position of the Municipality, the Municipal council has resolved that the conversion fine fixed by the Government may be paid in full and that the Deputy Commissioner may be approached to kindly recommend to the Government the reduction of the upset price to Rs 1,000/-

In consonance with the above resolution I have credited Rs 75/- towards conversion fine and Rs 555/- exclusive of cesses towards upset price to make up conversion fine of R 2 075 and upset price of R 1 000/- The details of remittances* are noted in the margin

In these circumstances I request that Government may kindly be moved to reduce the upset price to Rs 1 000/- as a special case and to confirm the sales held by the Municipal Council to enable it to issue Sale Certificates to the purchasers As the sale certificates have to be issued before the end of this month to avoid the pending suits being decreed against the Municipality I request the favour of immediate action in the matter

I beg to remain
Sir,
Your most obedient servant,
CSRamaswamy
PRESIDENT
25/11/48

Upset price Rs 445/-
C No LR 13/17-11-48
Conversion fine R
2000/- C No LR 14/
17-11-48
Upset price R 555/-
C No LR 19/26-11-48
Conversion fine R 75/-
C No LR 18/26-11-48

Immediate 27
To, L 7272/ Mk 67-68-80
Q 31-12-48
a Mr D C Bangalore Sub:

Sir,

With reference to the correspondence ending with your letter No N 6 1710/46 dt 27-11-48 re the sale of sites formed in S No 64 of Chikka Malur Village, Channapatna Taluk, by the Channapatna Town Mal el I am directed to convey the approval of the sale held in this respect, under the circumstances reported by you, subject to the condition that the Mal el should pay the balance of conversion fine and the upset price, which the GOI may fix

after taking all the circumstances of the case into consideration separate orders will come in this behalf

yours faithfully

Secy

31.12.45

L 7273-4 Rel 67-68 30

Memorandum 31-12-45

Copy of (1) to the Secretary with reference to his note no 1 and C1-11 & 4/47-48 95/4/47 in the subject

Chemical Journal for the President

Asst

Secy

Immediate ✓

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE 29

General and Revenue Secretariat

No L7272/ml 67-48-30 *Dated Bangalore* 31-12- *1948*

FROM

The *Secretary to the Government of*
His Highness the Maharaja of Mysore
General Department.

To

The Deputy Commissioner,
Bangalore District

Sir,

With reference to the correspondence ending with your letter No M 6-1710/46-47 dated 27th November 1948 regarding the sale of sites formed in S.No 64 of Chikkamalur village, Chennapatna Taluk, by the Chennapatna Town Municipal Council, I am directed to convey the approval to the sale held in this respect, under the circumstances reported by you, subject to the condition that the municipal council should pay the balance of conversion fine and the upset price which the Government may fix after taking all the circumstances of the case into consideration Separate orders will issue in this behalf.

Yours faithfully,
(Sd) T Ramachandra Rao
For Secretary to Government,
General Department.

emo No. 7273/ml 67-48-30 Dated. 31-12-48

Copy of the above is forwarded with compliments to he Revenue Commissioner in Mysore, for information.

By Order,

(Sd) T Ramachandra Rao

For Secretary to Government,
General Department.

Memo No 7274/ml 67-48-30 Dated 31-12-48

Copy of the above is forwarded with compliments to the President, Chennapatna Town Municipal Council for information

By Order,

For Secretary to Government,
General Department

S 1710/48-47 Encl nil

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT
Dated, Bangalore, the 23rd Dec 1948

GENERAL & REVENUE 4836

To

JANAB Mohamed Ismail Sheriff, B A,
Secretary to the Government of Mysore,
General Department,
Bangalore

Sir,

Sub Sale of sites formed out of S No 64 of Chickanalur village Channapatna taluk

In continuation of this office reminder letter of even no dated 10-12-48 on the above subject, I have the honor to forward herewith for favour of reference a copy of letter no C 74/48-49 dated 13-12-48 received from the President, Town Municipal Council, Channapatna stating that no records are available to show what amount has been spent for the formation of the lay-out except Rs 33 spent for bringing the lands

I request that early orders of Government may kindly be obtained and communicated in the matter as the dates to which the Civil suits filed against the municipality are posted are fast approaching

Yours faithfully,

DEPUTY COMMISSIONER
BANGALORE DISTRICT

Orders approving the Sale have already issued and the file referred to the Revenue Branch for drawing up the deposit price and Conversion of the approved area and to be placed on the issues file after the return

Rao 15/1/49
Por 15/1/49

Copy of letter No T C 74/48-49 dated 16-12-48 from President Town unicipal council, Channapatna

With reference to your memo No 6 1710/47- 7 dated 9-12-48 requestin me to report as to what amount was spent by the Municipality for the formation of a lay ut apart from the sum of Rs 33 spent for breachi the khatha in S No 64 of Chikkamalur villa e, I have the hon ur to state that no records are available to show that expenses have been incurred towards f rmation of layout etc , except an am unt of Rs 33 spent f r breaching the katta A report was submitted with this office No T C 1/47- 8 dated 30-9-48 in the matter

Copy

Deputy Commissioner
Bangalore District

Sri K SESHAGIRI RAO MA LL B
Deputy Commissioner

OFFICE OF THE DEPUTY COMMISSIONER,
BANGALORE DISTRICT (RURAL)

4 T 6 1710/46-47

Dated Bangalore 23rd December 1948

GENERAL & PERSONAL SECRETARIAT
-6 JAN
4840
MUNICIPAL

Dear Sir,

I write to invite reference to the correspondence ending with this office letter of even No dated 10-12-48 re the sale of sites formed out of S No 64 of Chikamalur village, Channapatna Taluk and to state that the Civil suits filed against the municipality are stated to have been adjourned to the Ist week of Jany 1949 and if no final orders of Government are received before that time, the original suits are likely to be decreed in favour of the plaintiff I therefore request that immediate orders of Government on my letter of even No dated 27 11 48 may kindly be obtained and communicated

Yours sincerely,

JANAB Mohamed Ismail Sheriff, B A ,
Secretary to the Govt of Mysore,
General Department,
Bangalore

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No L 9224/mL 67-48-37 34 tar

4/10 2-Leg

The Dy Commr
Bangalore District
— (Rural)

Subject — Sale of Sites formed out of No 64 of Chickmahalur Village, Chikmagalur Tq.

Sir,

In continuation of this office letter No L 7272/mL 67-48-30 dated 31-12-48 on the above subject ~~read with the reference to your letter No AP 6-1710/48-49 dated 27-4-49~~, I am directed to state that, on consideration of the poor financial condition of the Municipality, the Municipal Council of Chikmagalur, the ~~Collector~~ Town ~~Council~~ of No 17 to 57 realised the Sale of Sites formed on the above land be so permitted to be retained by the

Encl 35

Mean capacity, subject to the payment of an export price of Rs 2000/ per acre together with a conversion fine of Rs 1000/ per acre which, on the extent of 2 acs 00 cs 36 cs in question totals up to Rs - 6,225/ Since the Mean export Cement Co stated to have already credited Rs 3 0457/ on their behalf, the balance of Rs 3,150/ may be arranged to be credited to Govt from out of the Mean export funds on account of this A report in this matter may be submitted hereafter, as soon as the Records accompany

Yours faithfully

L 9225/102-49 for Dy 31/1/49 Coal Secy

Copy forwarded w/c to the RC in Mysore, for Dy Chief 29/1 for info in continuation of 29-1-49 his office memo no L 7273/Rel 47-48-2 dated 31-12-48 on the subject

By for

By 29/1/49 for Coal Secy to Govt

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

No L9224/ML 67-48 37

General and Revenue Secretariat

Dated Bangalore 10-2- 1949

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
General Department

To

The Deputy Commissioner,
Bangalore (Rural) District

Sir,

Subject Sale of sites formed out of S Nos 64 of Chickmalur Village, Channapatna Taluk

In continuation of this office letter No L 7272/ML 67-48-30 dated 31st December 1948 on the above subject, I am directed to state that in consideration of the poor financial conditions of the Channapatna Town Municipality, the sum of Rs 17,705 realised by the sale of sites formed in the above tank bed is permitted to be retained by the said municipality, subject to the payment of an upset price of Rs 2,000/- per acre together with a conversion fine of Rs 1,000/-per acre which, on the extent of 2 acre and 3 guntas in question totals upto Rs 6,225/- Since the Municipal Council is stated to have already credited Rs 3,075/- in this behalf, the balance of Rs 3,150/- may be arranged to be got credited to Government from out of the municipal funds immediately A report of action taken may be submitted to Government, as soon as the money is credited

The Records accompany

Yours faithfully,

Sd. Mir Safdar Hussain

Secretary to Government,
General Department

Memo No L 9225 Dated 10 February 1949

Copy of the above is forwarded with compliments to the Revenue Commissioner in Mysore, for information in continuation of this office Memo No L 7273/ML 67-48-30 dated 31-12-48 on the subject

By Order,

For Secretary to Government,
General Department

No 1710/46-47 Office of the Deputy Commissioner,
Bangalore District (Rural)
Dated, Bangalore the 30th July 1949

To

Jan bhai Safaya
Secretary to
General Department
Bangalore

SECRETARIAT
933
Aug 949

Sub Sale of sites formed out of S.No 64 of Chikkanahalli village, Channapatna Taluk

With reference to your letter No L 9225/ 11 67-48-37 dated 10-8-49 on the above subject, I have the honour to state that the balance of Rs 3150 has been credited by the Municipal council, Channapatna to Channapatna taluk treasury on 30-6-49 vide challan No LR 78

Yours faithfully,
DEPUTY COMMISSIONER
BANGALORE DISTRICT (RURAL) 30/7/49

Cs/2/-

By Answer from HQ

39

38

No L 2168 dt 23-8-49
mk 67-48

To The Rev Comm, in Mysore, Bangalore

Sir, In Continuation of this office Memo No L 9225 dt 10-2-49 forwarding a copy of letter No L 9224/mk 67-48 37 dt 10-2-49 addressed to the Dy Comm Bangalore &c, I am directed to forward herewith for information a copy of letter No MB 1710/46-47 dt 30-7-49 received from the Dy Comm, Bldrs &c stating that the balance of Rs 3150 due by the Chennapatna Town mcp in connection with the sale of sites formed out of S No 64 of Chickmalur Village, Chennapatna Taluk, has been credited by the mcp on 30-6-49

Yours faithfully

for [illegible]
Under Secy

No L 2168 dt 23-8-49

The Revenue Commissioner in Mysore,
Bangalore

Sir,

In continuation of this office Memo No L 9225 dated 10th February 1949 forwarding a copy of letter No L 9224/M1 67-48-37 dated 10th February 1949 addressed to the Deputy Commissioner, Bangalore District, I am directed to forward herewith for information a copy of letter No M6 1710/46-47 dated 30th July 1949 received from the Deputy Commissioner, Bangalore District, stating that the balance of Rs 3150/- due to Government on account of conversion fine and upset price by the Chennapatna Town Municipality in connection with the formation and sale of sites formed out of S No 64 of Chickmalur village, Chennapatna Taluk, has been credited by the Municipal Council on 30th June 1949

Yours faithfully,

for General Secretary to Government

O To

46-47

Letter No M6 1710/dated 30th June 1949 from the Deputy Commissioner, Bangalore District, to the General Secretary to Government

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SUB Sale of sites formed out of S No 64 of Chikmagur village, Chennapatna Taluk

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With reference to your letter No L 9226/M1 67-48-37 dated 10th February 1949 on the above subject I have the honor to state that the balance of Rs 3150, has been credited by the Municipal Council, Channapatna, to Channapatna Taluk Treasury on 30th June 1949 vide challen No LR 78

"Copy"

Notes —— 27 Pages

Correc — 40 Pages